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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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AZ CORP COMMISSION  
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Commissioners

MIKE GLEASON, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
KRISTIN K. MAYES  
GARY PIERCE

IN THE MATTER OF THE PETITION OF COX  
ARIZONA TELCOM, LLC FOR ARBITRATION  
OF AN INTERCONNECTION AGREEMENT  
WITH QWEST CORPORATION PURSUANT TO  
SECTION 252 OF THE  
TELECOMMUNICATIONS ACT OF 1996.

DOCKET NO. T-03471A-07-0242  
DOCKET NO. T-01051B-07-0242

PROCEDURAL ORDER

**BY THE COMMISSION:**

On April 16, 2007, Cox Arizona Telcom, LLC ("Cox") filed with the Arizona Corporation Commission ("Commission") a Petition for Arbitration of certain terms and conditions for interconnection and related arrangements with Qwest Corporation ("Qwest") ("Petition") pursuant to 47 U.S.C. § 252(b) of the Telecommunications Act of 1996 (the "Act").

On May 11, 2007, Qwest filed a Response to the Petition.

Section 252 of the Act provides that during the period from the 135<sup>th</sup> to the 160<sup>th</sup> day after the date on which an incumbent local exchange carrier receives a request for negotiation,<sup>1</sup> the carrier or any party to the negotiations may petition a state commission to arbitrate any open issues. Further, Section 252 provides that the state commission shall conclude the resolution on any unresolved issues no later than nine months after the date on which the local exchange carrier received the request.<sup>2</sup> On July 22, 1996, in Decision No. 59762, the Commission adopted A.A.C. R14-2-1501 through A.A.C. R14-2-1507 ("Arbitration and Mediation Rules" or "Rules"). The Hearing Division was granted the authority to conduct arbitrations pursuant to R14-2-1505. Rule 1505 provides that the arbitration proceedings would be conducted pursuant to procedures established by the Hearing Division Arbitrator(s).

<sup>1</sup> According to the Petition, such request occurred on May 25, 2006, but that the parties mutually agreed to extend the arbitration window three times.

<sup>2</sup> According to the Petition, because of the parties' extensions, it is unclear when the nine months would conclude.


1 The matter is ready to be set for arbitration.

2 IT IS THEREFORE ORDERED that a **telephonic Procedural Conference** for the purpose of  
3 determining a procedural schedule and arbitration date(s) shall commence on **May 31, 2007, at 1:30**  
4 **p.m.**, or as soon thereafter as is practical, at the Commission's offices, **400 West Congress Street,**  
5 **Tucson**, Arizona. The conference call number to appear telephonically is **602 542-9002**.

6 IT IS FURTHER ORDERED that a court reporter will prepare a transcription of the any  
7 procedural conferences and the subsequent arbitration, and Cox and Qwest will share the costs of the  
8 court reporter and transcripts.

9 IT IS FURTHER ORDERED that the Arbitrator(s) may rescind, alter, amend, or waive any  
10 portion of this Procedural Order either by subsequent Procedural Order or by ruling at arbitration.

11 DATED this 16<sup>th</sup> day of May, 2007.

12  
13   
14 JANE L. RODDA  
ARBITRATOR

15 Copies of the foregoing mailed  
this 16<sup>th</sup> day of May, 2007 to:

16 Michael W. Patten  
17 ROSHKA DEWULF & PATTEN, PLC  
18 One Arizona Center  
400 East Van Buren Street, Suite 800  
Phoenix, Arizona 85004

19 Donald L. Crosby  
20 Cox Communications, Inc.  
21 1400 Lake Hearn Road NE  
Atlanta, Georgia 30319

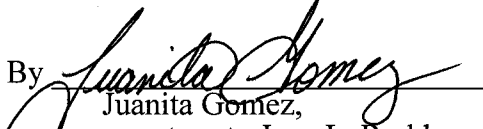
22 Norman G. Curtright  
23 QWEST CORPORATION  
20 East Thomas Road, 16<sup>th</sup> Floor  
Phoenix, Arizona 85012

24 Christopher Kempley, Chief Counsel  
25 Legal Division  
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1 Ernest Johnson, Director  
2 Utilities Division  
3 ARIZONA CORPORATION COMMISSION  
4 1200 West Washington Street  
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6 ARIZONA REPORTING SERVICE, INC.  
7 2627 North Third Street  
8 Phoenix, AZ 85004-1103

9 By

10   
11 Juanita Gomez,  
12 secretary to Jane L. Rodda  
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